

The Honorable Ronald B. Leighton

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

KIRK WALD, an individual,  
Plaintiff,  
vs.  
PFIZER INC., a Delaware corporation,  
Defendant.

**Case No. 08-cv-05353 RBL**

**Stipulation for and Order of Partial  
Dismissal of Fraudulent/Negligent  
Misrepresentation and Outrage  
(Common law Infliction of  
Emotional Distress)**

## I. STIPULATION

Plaintiff, Kirk Wald and defendant, Pfizer Inc. by and through counsel, pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure, stipulate that Plaintiff's claims of Fraudulent/Negligent Misrepresentation and Outrage (Paragraphs 10.1 through 11.5 in the Amended Complaint) in the above action are voluntarily dismissed.

## Stipulation for and Order of Partial Dismissal - 1

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1 Dated this 21<sup>st</sup> day of June, 2009.  
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4 GORDON EDMUNDS ELDER, PLLC  
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6 By: /s/  
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Stipulation for and Order of Partial Dismissal - 2

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## II. ORDER

THIS MATTER having come on for hearing before the undersigned Judge of the above-entitled Court, upon the Stipulation of the Plaintiff and the Defendant, and the Court being fully advised of the facts herein, it is hereby

ORDERED, ADJUDGED AND DECREED that Plaintiff's claims of Fraudulent/  
Negligent Misrepresentation and Outrage in the above action are voluntarily  
dismissed.

DONE IN OPEN COURT this 1<sup>st</sup> day of July, 2009.

Ronald B. Lightner

RONALD B. LEIGHTON  
UNITED STATES DISTRICT JUDGE

Presented by:

## GORDON EDMUNDS ELDER, PLLC

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## Stipulation for and Order of Partial Dismissal - 3

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